

\*\*E-Filed 1/6/08\*\*

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7 ATTORNEYS FOR DEFENDANT ARTHROCARE  
 8 CORPORATION

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 ALLIED HEALTH ASSOCIATION, INC. and  
 12 KENNETH P. CALLISON,

13 Plaintiffs,

14 v.

15 ARTHROCARE CORPORATION, and DOES  
 1 through 100, inclusive,

16 Defendants.

17 CASE NO. C05-04276 PVT

18 STIPULATION FOR CONTINUANCE OF  
 19 PRETRIAL CONFERENCE AND TRIAL  
 20 AND ORDER THEREON

21 Plaintiffs ALLIED HEALTH ASSOCIATION, INC. and KENNETH P. CALLISON  
 22 (“Plaintiffs”) and Defendant ARTHROCARE CORPORATION (“Defendant”) hereby enter into  
 23 the following Stipulation and Order:

24 Defendant has agreed to continue the hearing on Defendant Arthrocare’s Notice of  
 25 Motion, Motion and Memorandum of Points And Authorities in Support of Motion For  
 26 Summary Judgment, or in the Alternative Partial Summary Judgment and Defendant  
 27 Arthrocare’s Notice of Motion, Motion and Memorandum of Points and Authorities in Support  
 to Exclude the Testimony and Findings of Plaintiffs’ Expert Witness, Gregory B. Taylor, and to  
 Limit Testimony Regarding Damages from January 30, 2009 to February 27, 2009, the outcome  
 of which will affect the trial currently set to begin April 6, 2009. Accordingly, the parties hereby  
 stipulate to continue the pretrial conference currently scheduled for March 20, 2009 and trial in

1 the instant matter, currently scheduled for April 6, 2009 in Courtroom 3 of this Court, be  
2 continued to a date convenient to the Court's calendar no sooner than the week of June 8, 2009  
3 and that all discovery cut off dates, including expert discovery, and all attendant Standing Order  
4 deadlines shall be due based on the new pretrial conference and trial dates.

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6 IT IS SO STIPULATED.

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8 DATED: JANUARY 5, 2009

BERLINER COHEN

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BY: /S/ JOSEPH E. DWORAK

JOSEPH E. DWORAK

ATTORNEYS FOR DEFENDANT

ARTHROCARE CORPORATION

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DATED: JANUARY 4, 2009

CORSIGLIA, McMAHON & ALLARD, LLP

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BY: /S/ BRADLEY M. CORSIGLIA

BRADLEY M. CORSIGLIA

ATTORNEYS FOR PLAINTIFFS ALLIED HEALTH

ASSOCIATION, INC. AND KENNETH P. CALLISON

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ORDER

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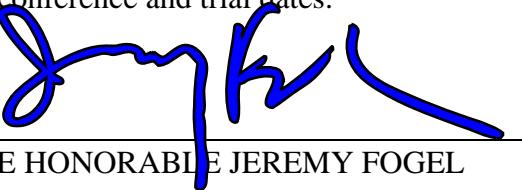
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IT IS HEREBY ORDERED that the pretrial conference set for March 20, 2009 is hereby  
continued to June 12, 2009 and trial set for April 6, 2009 in Courtroom 3 in the above-  
referenced matter is hereby continued to June 19, 2009 at 9:00 a.m. in Courtroom 3.  
All discovery cut off dates, including expert discovery, and all attendant Standing Order  
deadlines shall be due based on the new pretrial conference and trial dates.

Date: 1/6/09

  
THE HONORABLE JEREMY FOGEL

1 ATTESTATION OF JOSEPH E. DWORAK RE APPROVAL OF COUNSEL  
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3 I am one of the attorneys for Defendant Arthrocare Corporation, the party electronically  
4 filing this Stipulation. I attest that counsel for the Plaintiffs have advised that the content of this  
5 Stipulation For Continuance of Pretrial Conference and Trial and Order Thereon is acceptable to  
6 them based on the Stipulation For Continuance of Pretrial Conference and Trial and Order  
7 Thereon executed on January 4, 2009 and filed with this Court on January 5, 2009.

8  
9 January 5, 2009

/s/ Joseph E. Dworak  
10 JOSEPH E. DWORAK

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